

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: William M. Fesq, et al.

Appln. No.: 10/085,425 Examiner: Anh Ly
Filed: February 28, 2002 Group Art Unit: 2172
Title: SYSTEM AND METHOD FOR PERFORMING LOCAL
SEARCHES ACROSS USER DEFINED EVENTS

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RENEWED PETITION UNDER 37 C.F.R. § 1.137(b)

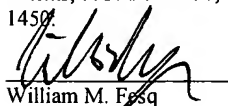
Sir:

This is a renewed petition under 37 C.F.R. 1.137(b). It is in response to the decision dated June 20, 2005. A copy of the decision and the petition under 37 C.F.R. 1.137(b), which was filed February 21, 2005, are attached hereto.

In the June 20, 2005 decision, Applicants' petition under 37 C.F.R. 1.137(b) to revive the above identified application was dismissed because the Response to Office Action and other papers filed on February 21, 2005 were signed by only one of the two joint inventors. Reconsideration of the decision on the petition under 37 C.F.R. § 1.137(b) is respectfully requested. No petition fee is believed to be due for submitting this renewed petition.


Dated: 8/12/05

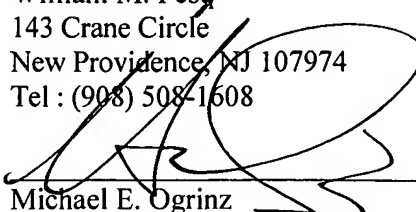
I hereby certify that the correspondence attached herewith is being transmitted by First Class Mail to: Mail Stop PETITIONS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


William M. Fesq

8/12/05
Date

Respectfully submitted,


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App. No. : 10/085,425 Examiner: Anh Ly
Filed : February 28, 2002 Group Art Unit: 2172
Title : SYSTEM AND METHOD FOR PERFORMING LOCAL
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO REVIVE AN ABANDONED
APPLICATION UNDER 37 C.F.R. §1.137(b)**

Sir:

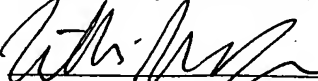
Applicants hereby petition the Commissioner to revive the above abandoned application under 37 C.F.R. §1.137(b). A check for \$1260.00 is enclosed which includes the Petition fee of \$750.00 set forth in 37 C.F.R. §1.17(m).

The above application has gone abandoned due to the Applicants' unintentional failure to file a Response to the Office Action mailed June 1, 2004. Enclosed herewith is an Amendment and Response to the Office Action.

The entire delay in filing the required Reply from the due date for the Reply until the filing of this Petition was unintentional.

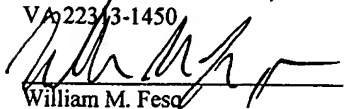
Dated: 2/21/05

Respectfully submitted,



William M. Fesq
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New Providence, NJ 07974
(908) 508-1608

I hereby certify that this paper is being deposited this date with the
U.S. Postal Service as First Class Mail addressed to:
Commissioner for Patents, P.O. Box 1450, Alexandria,
VA 22313-1450



William M. Fesq

2/21/05
Date



UNITED STATES PATENT AND TRADEMARK OFFICE



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JUN 20 2005

OFFICE OF PETITIONS

In re Application of
William McBride Fesq, et al.
Application No. 10/085,425
Filed: February 28, 2002
Attorney Docket No. None

ON PETITION

This is a decision on the petition, filed March 17, 2005, to revive the above-identified application under the provisions of 37 CFR 1.137(b).

The petition is DISMISSED since it is not properly executed. The petition is signed by only one of the two joint inventors.

37 CFR 1.33(b) states that:

Amendments and other papers filed in the application must be signed by:

- (1) An attorney or agent of record appointed in compliance with § 1.34(b);
- (2) A registered attorney or agent not of record who acts in a representative capacity under the provisions of § 1.34(a);
- (3) The assignee of record of the entire interest, if there is an assignee of record of the entire interest;
- (4) An assignee of record of an undivided part interest, and any assignee(s) of the remaining interest and any applicant retaining an interest, if there is an assignee of record of an undivided part interest; or
- (5) **All of the applicants (§§ 1.42, 1.43 and 1.47) for patent, unless there is an assignee of record of the entire interest and such assignee has taken action in the application in accordance with §§ 3.71 and 3.73.**

This is **not** final agency action within the meaning of 5 U.S.C. § 704. Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)" and include a ratification of the unsigned petition. No further petition fee is required.

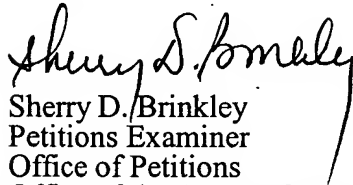
Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop PETITION
 Commissioner for Patents
 Post Office Box 1450
 Alexandria, VA 22313-1450

By hand: U.S. Patent and Trademark Office
 Customer Service Window, Mail Stop PETITION
 Randolph Building
 401 Dulany Street
 Alexandria, VA 22314

The centralized facsimile number is (703) 872-9306.

Any questions concerning this matter may be directed to the undersigned at (571) 272-3204.



Sherry D. Brinkley
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy